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6 Attorneys for

7 HITACHI AMERICA, LTD. AND DEFENDANT  
8 IPS ALPHA TECHNOLOGY, LTD.

9  
10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA

12 In re TFT-LCD (Flat Panel) Antitrust Litigation

MDL No. 1827

13  
14 **STIPULATION AND [PROPOSED]**  
15 **ORDER REGARDING REMOVAL**  
16 **OF REFERENCES TO HITACHI**  
17 **AMERICA, LTD. AND IPS ALPHA**  
18 **TECHNOLOGY, LTD. FROM**  
19 **INDIRECT PURCHASER**  
20 **PLAINTIFFS' CONSOLIDATED**  
21 **AMENDED COMPLAINT**

1 WHEREAS, Indirect Purchaser Plaintiffs filed a Consolidated Amended Complaint in the  
2 above-captioned case on November 5, 2007;

3 WHEREAS, Plaintiffs agree that the reference to Hitachi America, Ltd. ("HAL") in  
4 Paragraph 89 of the Consolidated Amended Complaint was inadvertent, and that Plaintiffs did not  
5 intend to and have not named HAL as a defendant in this action;

6 WHEREAS Plaintiffs further agree that Defendant IPS Alpha Technology, Ltd. ("IPS  
7 Alpha") should not have been included in the collective reference to "Hitachi" in Paragraph 89 of  
8 the Consolidated Amended Complaint.

9 PLAINTIFFS, HAL, AND DEFENDANT IPS ALPHA, BY AND THROUGH THEIR  
10 RESPECTIVE COUNSEL OF RECORD, HEREBY STIPULATE AS FOLLOWS:

11 1. All references to HAL should be removed from the Indirect Purchasers'  
12 Consolidated Amended Complaint.

13 2. IPS Alpha should be removed from the collective reference to "Hitachi" in  
14 Paragraph 89 of the Indirect Purchasers' Consolidated Amended Complaint.

15 **IT IS SO STIPULATED.**

16 Dated: \_\_\_\_\_

Dated: \_\_\_\_\_

17 Signature: \_\_\_\_\_

Signature: \_\_\_\_\_

18 Francis O. Scarpulla  
19 Craig C. Corbitt  
20 Matthew R. Schultz  
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25 Counsel for Indirect Purchaser Plaintiffs

Counsel for  
Hitachi America, Ltd. and Defendant  
IPS Alpha Technology, Ltd.

26 **IT IS SO ORDERED.**

27 Dated: 

28 Signature: 

Susan Illston  
United States District Judge

02-15-08 16:32 From: FRANCIS O SCARPULLA  
 FEB-15-2008 PM 02:23 PM

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WHEREAS, Indirect Purchaser Plaintiffs filed a Consolidated Amended Complaint in the above-captioned case on November 5, 2007;

WHEREAS, Plaintiffs agree that the reference to Hitachi America, Ltd. ("HAL") in Paragraph 89 of the Consolidated Amended Complaint was inadvertent, and that Plaintiffs did not intend to and have not named HAL as a defendant in this action;

WHEREAS Plaintiffs further agree that Defendant IPS Alpha Technology, Ltd. ("IPS Alpha") should not have been included in the collective reference to "Hitachi" in Paragraph 89 of the Consolidated Amended Complaint.

PLAINTIFFS, HAL, AND DEFENDANT IPS ALPHA, BY AND THROUGH THEIR RESPECTIVE COUNSEL OF RECORD, HEREBY STIPULATE AS FOLLOWS:

1. All references to HAL should be removed from the Indirect Purchasers' Consolidated Amended Complaint.

2. IPS Alpha should be removed from the collective reference to "Hitachi" in Paragraph 89 of the Indirect Purchasers' Consolidated Amended Complaint.

IT IS SO STIPULATED.

Dated: 2/15/08

Signature: Francis O. Scarpulla

Francis O. Scarpulla  
 Craig C. Corbitt  
 Matthew R. Schultz  
 Qianwe Fu  
 Zelle Hofmann Voelbel Mason & Gorte LLP  
 44 Montgomery Street, Suite 3400  
 San Francisco, CA 94104

Counsel for Indirect Purchaser Plaintiffs

Dated: 2-15-08

Signature: Kent M. Roger

Kent M. Roger  
 Rebecca A. Falk  
 Christine S. Saffreno  
 Michelle M. Kim  
 Morgan, Lewis & Bockius LLP  
 One Market, Spear Street Tower  
 San Francisco, CA 94105-1126

Counsel for  
 Hitachi America, Ltd. and Defendant  
 IPS Alpha Technology, Ltd.

IT IS SO ORDERED.

Dated: \_\_\_\_\_

Signature: \_\_\_\_\_

Susan Illston  
 United States District Judge

MORGAN, LEWIS &  
 BOCKIUS LLP  
 ATTORNEYS AT LAW  
 Philadelphia

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USDC - N.D. of CA MDL 1827

STIPULATION AND [PROPOSED] ORDER RE REMOVAL OF REFERENCES TO HITACHI AMERICA, LTD. AND IPS ALPHA TECHNOLOGY, LTD. FROM INDIRECT PURCHASER PLAINTIFFS' COMPLAINT